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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/734,640	12/15/2003	Bruno de Lignieres	029488-0111

22428  
 FOLEY AND LARDNER  
 SUITE 500  
 3000 K STREET NW  
 WASHINGTON, DC 20007

CONFIRMATION NO. 9061

## FORMALITIES LETTER



\*OC000000012145681\*

Date Mailed: 03/19/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$900** for a Large Entity

- \$770 Statutory basic filing fee.
- \$130 Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts  
 Commissioner for Patents  
 P.O. Box 1450

10/20/2004 EFLORES 00000124 10734640

Alexandria VA 22313-1450

01 FC:1001 790.00 DA  
 02 FC:1051 130.00 DA

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*A copy of this notice MUST be returned with the reply.*

T.TU

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



Atty. Dkt. No. 029488-0111

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Bruno DE LIGNIERES  
Title: TREATMENT OF MASTALGIA WITH 4-HYDROXY  
TAMOXIFEN  
Appl. No.: 10/734,640  
Filing Date: 12/15/2003  
Examiner: Unassigned  
Art Unit: 1614

**TRANSMITTAL OF MISSING PARTS  
OF PATENT APPLICATION**

Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Notice to File Missing Parts of Application mailed March 19, 2004, in the above-identified application, transmitted herewith are the missing parts to complete the filing of the subject patent application.

Enclosed are:

☒ Declaration and Power of Attorney (3 pages)

Any attached specification is a copy of the specification and any amendments thereto which were filed in the U.S. Patent and Trademark Office in order to obtain a filing date for the application.

☒ Return Copy of Notice to File Missing Parts

☐ Translation

☐ Drawings

☐ Preliminary Amendment

10/20/2004-EFLORES 00000124-190741-10734640

01 FC:1001 790.00 DA  
02 FC:1051 130.00 DA

- ☐ Claim for Convention Priority and certified copy of priority documents
- ☒ Information Disclosure Statement – With PTO Form 1595 and 20 references
- ☒ Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:
- ☐ Extension for response filed within the first month  
☐ Extension for response filed within the second month  
☐ Extension for response filed within the third month  
☐ Extension for response filed within the fourth month  
☒ Extension for response filed within the fifth month
- ☒ Other: - Declaration Under 35 U.S.C. §117 AND 37 C.F.R. §1.42

The filing fee is calculated below:

	Claims as Filed	Included in Basic Fee	Extra Claims	Rate	Fee Totals
Basic Fee				\$790.00	\$790.00
Total	11	20	= 0	x \$18.00	= \$0.00
Claims:					
Independent	1	3	= 0	x \$88.00	= \$0.00
nts:					
If any Multiple Dependent Claim(s) present:				+ \$300.00	= \$0.00
Surcharge under 37 CFR 1.16(e) for late filing of				+ \$130.00	= \$130.00
Executed Declaration and late payment of filing fee					
<input checked="" type="checkbox"/> Extension fee for response filed within the fifth				+ \$2,080.00	= \$2,080.00
month:					
				SUBTOTAL:	= \$3,000.00
<input type="checkbox"/> Small Entity Fees Apply (subtract 1/2 of above):					=
				TOTAL FILING FEE:	= \$3,000.00
				TOTAL FEE	= \$3,000.00
Difference to pay:				- \$0.00	- \$3,000.00


☐ Check in the amount of \$3,000.00 in payment of surcharge fee (37 C.F.R. § 1.16(e))

☒ Please charge Deposit Account No. 19-0741 in the amount of \$3,000.00 in payment of surcharge fee (37 C.F.R. § 1.16(e))

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Respectfully submitted,

Date 18 October 2004

By 

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